



September 19, 2005

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Washington, DC 20554

Re: *Progeny LMS, LLC Petition for Rulemaking to Amend  
Part 90 of the Commission's Rules Governing Location  
and Monitoring Service To Provide Greater Flexibility,  
RM-10403.*

Oral *ExParte* Presentation

Dear Ms. Dortch:

On Friday, September 16, 2005, Nick Frenzel and Janice Obuchowski, representing Progeny LMS, LLC ("Progeny"), met with John Giusti, Legal Advisor to Commissioner Michael J. Copps. The meeting was held to discuss and clarify issues relating to Progeny's proposals for rule changes affecting Multilateration Location and Monitoring Service ("LMS") in the 902-928 MHz. The discussion focused on public interest benefits of the rulemaking petition filed by Progeny and on the manner in which the requested changes would mitigate any potential interference between licensed and unlicensed users in the band. Progeny's petition seeks an updated regulatory and technical framework for M-LMS at 902-928 MHz that would facilitate the rollout of valuable services.

In accordance with Section 1.1206(b) of the FCC's Rules, a copy of this letter is being filed for inclusion in the above-referenced docket. Should you have any questions, please contact me at (202) 371-9100.

Sincerely,

/s/ Janice Obuchowski

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IN COMMUNICATIONS

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cc: John Giusti